

APPLICANT(S): YELLIN, Daniel et al.
SERIAL NO.: 09/621,388
FILED: July 21, 2000
Page 7

REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Office Action and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application are respectfully requested.

Applicant asserts that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

Status of Claims

Claims 3, 4, 7-25 and 31-37 are pending in the application. Claims 3, 4, 7-25 and 35-37 have been allowed. Claims 31, 32 and 34 have been amended.

Allowable Subject Matter

In the Office Action, the Examiner stated that claims 3, 4, 7-25 and 35-37 are allowed. Applicants thank the Examiner for identifying this as patentable subject matter.

CLAIM REJECTIONS

35 U.S.C. § 112 Rejections

The Action, rejected claims 32 and 34 under 35 U.S.C. § 112, second paragraph as being incomplete for omitting essential structural cooperative relationship of elements.

Claims 32 and 34 have been amended to overcome the rejection, e.g., by changing the dependency of claim 34 and by removing the contested language in claim 34. It is respectfully asserted that the foregoing amendment merely addresses matters of form and does not change the literal scope of the claim in any way, and was not intended as an amendment narrowing the effective scope of such claim.

Applicants respectfully assert that these amendments render claims 32 and 34 proper under 35 USC 112 and request that the rejections be withdrawn.

APPLICANT(S): YELLIN, Daniel et al.
SERIAL NO.: 09/621,388
FILED: July 21, 2000
Page 8

35 U.S.C. § 102 Rejections

In the Action, claims 31 and 33 were rejected under 35 U.S.C. § 102(e), as being anticipated by a patent issued to Masenten (US 6,535,560). Applicants respectfully assert that this rejection has been overcome in view of the amendments made above and the remarks that follow.

Specifically, with regard to amended claim 31, Applicants respectfully submit that Masenten does not teach at least the claimed feature of “a mismatch trainer to adjust a value of one or more of an in-phase mismatch parameter and quadrature phase mismatch parameter responsive to values received from both an input and an output of an in-phase/quadrature phase modulator and from an input and an output of an in-phase/quadrature phase demodulator”, as recited in amended claim 31.

Accordingly, Applicants respectfully assert that amended independent claim 31 is allowable over the Masenten reference for at least the arguments presented above. Accordingly, Applicants respectfully request that the Examiner withdraw the rejections to amended independent claim 31.

Applicants note that claim 33 depend from patentable base claim 31. In this regard, in addition to any independent bases for patentability, Applicants respectfully submit that claim 33 is patentable over the cited reference at least by virtue of its dependency on patentable base claim 31. Claim 34 is patentable for at least the same reasons. Accordingly, Applicants respectfully request that the §102 rejection of claims 33 be withdrawn.

In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

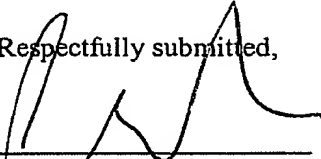
Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

APPLICANT(S): YELLIN, Daniel et al.
SERIAL NO.: 09/621,388
FILED: July 21, 2000
Page 9

prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Please charge any fees associated with this paper to deposit account No. 05-0649.

Respectfully submitted,



Caleb Pollack
Attorney for Applicant(s)
Registration No. 37,912

Dated: November 4, 2004

Eitan, Pearl, Latzer & Cohen Zedek, LLP.
10 Rockefeller Plaza, Suite 1001
New York, New York 10020
Tel: (212) 632-3480
Fax: (212) 632-3489